AND
BRIEFS

Supreme Court, U.S.
FILED
APR 14 2016
OFFICE OF THE CLERK

No. 15-577

In the

Supreme Court of the United States

TRINITY LUTHERAN CHURCH OF COLUMBIA, INC.,
Petitioner,

v.

SARA PARKER PAULEY, IN HER OFFICIAL CAPACITY,
Respondent.

On Writ of Certiorari to the United States Court of Appeals for the Eighth Circuit

JOINT APPENDIX

DAVID A. CORTMAN
Counsel of Record
RORY T. GRAY
ALLIANCE DEFENDING FREEDOM
1000 Hurricane Shoals Rd.
Ste. D-1100
Lawrenceville, GA 30043
(770) 339-0774
DCORTMAN@ADFlegal.org

ERIK W. STANLEY
KEVIN H. THERIOT
ALLIANCE DEFENDING FREEDOM
15100 N. 90th Street
Scottsdale, AZ 85260
(480) 444-0020

Counsel for Petitioner

CHRIS KOSTER
Attorney General of
Missouri

JAMES R. LAYTON
Counsel of Record
Solicitor General
P.O. Box 899
Jefferson City, MO 65102
(573)751-3321
james.layton@ago.mo.gov

Counsel for Respondent

[Additional Counsel Listed On Inside Cover]

Petition for Writ of Certiorari filed November 4, 2015
Petition for Writ of Certiorari granted January 15, 2016

JORDAN W. LORENCE
ALLIANCE DEFENDING FREEDOM
440 First St. NW, #600
Washington, D.C. 20001
(202) 393-8690

MICHAEL K. WHITEHEAD
JONATHAN R. WHITEHEAD
THE WHITEHEAD LAW FIRM, LLC
1100 Main St., Ste. 2600
Kansas City, MO 64105
(816) 876-2600

Counsel for Petitioner

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RELEVANT CONSTITUTIONAL PROVISIONS

The text of the First Amendment to the United States Constitution is as follows:

> Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

The text of Section 1 of the Fourteenth Amendment to the United States Constitution is as follows:

> All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Relevant Docket Entries:
United States District Court for the
Western District if Missouri (Jefferson City)
No. 2:13-cv-04022-NKL

Date Filed	#	Docket Text
01/25/2013	1	COMPLAINT against Sara Parker Pauley filed by Joel L. Oster on behalf of Trinity Lutheran Church of Columbia, Inc.. Filing fee $350, receipt number 0866-3388578. Service due by 5/31/2013. (Attachments: # 1 Civil Cover Sheet, # 2 Disclosure of Corporation Interests) (Oster, Joel) Modified on 1/28/2013 to delete and refile correctly the Disclosure of Corporate Interests (Bax, Laura). (Entered: 01/25/2013)
		* * *
02/19/2013	9	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM *and Suggestions in Support* filed by Jeremy Daniel Knee on behalf of Sara Parker Pauley. Suggestions in opposition/ response due by 3/8/2013 unless otherwise directed by the court. (Knee, Jeremy) (Entered: 02/19/2013)
		* * *

Date Filed	#	Docket Text
03/28/2013	15	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Donald A. Willoh, Jr on behalf of Defendant Sara Parker Pauley. (Willoh, Donald) (Entered: 03/28/2013)
		* * *
03/28/2013	16	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Joel L. Oster on behalf of Plaintiff Trinity Lutheran Church of Columbia, Inc.. (Oster, Joel) (Entered: 03/28/2013)
		* * *
04/05/2013	20	SUGGESTIONS in opposition re 9 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM *and Suggestions in Support* filed by Joel L. Oster on behalf of Plaintiff Trinity Lutheran Church of Columbia, Inc.. Reply suggestions due by 4/22/2013 unless otherwise directed by the court (Attachments: # 1 Exhibit A)(Related document(s) 9) (Oster, Joel) (Entered: 04/05/2013)
		* * *

06/10/2013	29	REPLY SUGGESTIONS to motion re 9 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM *and Suggestions in Support Defendant's Reply to Plaintiff's Response to Defendant's Motion to Dismiss and Suggestions in Support* filed by Donald A. Willoh, Jr on behalf of Defendant Sara Parker Pauley. (Related document(s) 9) (Willoh, Donald) (Entered: 06/10/2013)
		* * *
09/26/2013	34	ORDER entered by Judge Nanette Laughrey. Defendant Pauley's motion to dismiss 9 is GRANTED and this case DISMISSED, with prejudice. (Smith, Fran) (Entered: 09/26/2013)
		* * *
09/27/2013	35	CLERK'S JUDGMENT (Bax, Laura) (Entered: 09/27/2013)
		* * *
10/23/2013	36	MOTION for reconsideration re 34 Order on Motion to Dismiss for Failure to State a Claim filed by Joel L. Oster on behalf of Trinity Lutheran Church of Columbia, Inc.. Suggestions in opposition/response due by

11/12/2013 unless otherwise directed by the court. (Attachments: # 1 Suggestions in Support of Motion for Reconsideration Requesting Leave to Amend Complaint, # 2 Exhibit First Amended Complaint, # 3 Exhibit A - Scrap Tire Program Grant Application, # 4 Exhibit B - Previous Grant Recipients, # 5 Exhibit C - Previous Grant Recipients Websites, # 6 Exhibit D - May 23 Email from DNR, # 7 Exhibit E - May 21 Letter from DNR)(Related document(s) 34) (Oster, Joel) (Entered: 10/23/2013)

* * *

11/12/2013 37 SUGGESTIONS in opposition re 36 MOTION for reconsideration re 34 Order on Motion to Dismiss for Failure to State a Claim filed by Donald A. Willoh, Jr on behalf of Defendant Sara Parker Pauley. Reply suggestions due by 11/29/2013 unless otherwise directed by the court (Related document(s) 36) (Willoh, Donald) (Entered: 11/12/2013)

* * *

12/02/2013	38	REPLY SUGGESTIONS to motion re 36 MOTION for reconsideration re 34 Order on Motion to Dismiss for Failure to State a Claim filed by Joel L. Oster on behalf of Plaintiff Trinity Lutheran Church of Columbia, Inc.. (Related document(s) 36) (Oster, Joel) (Entered: 12/02/2013)
		* * *
01/07/2014	39	ORDER entered by Judge Nanette Laughrey. Plaintiff Trinity Lutheran Church of Columbia, Inc.'s motion to reconsider and for leave to file an amended complaint, 36, is DENIED. (Weber, Alex) Modified on 1/7/2014 to attached signed order. (Matthes, Renea). (Entered: 01/07/2014)
		* * *
02/04/2014	40	NOTICE OF APPEAL as to 39 Order on Motion for Reconsideration, 34 Order on Motion to Dismiss for Failure to State a Claim by Trinity Lutheran Church of Columbia, Inc.. Filing fee $ 505, receipt number 0866-3824956. (Oster, Joel) (Entered: 02/04/2014)
		* * *

03/14/2014	44	ELECTRONIC TRANSCRIPT of Oral Argument held September 19, 2013 before Judge Nanette K. Laughrey. Court Reporter: Lissa Whittaker, 816-914-3613, rapidtranscript@gmail.com. Number of pages: 25. NOTICE RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.mow.uscourts.gov. Please read this policy carefully. NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. Notice of Intent to File Redaction of Transcripts due by 3/21/2014. Release of Transcript Restriction set for 6/12/2014. (Whittaker, Lissa) (Entered: 03/14/2014)

* * *

Relevant Docket Entries:
United States Court of Appeals
For the Eighth Circuit
No. 14-1382

Date Filed	#	Docket Text
02/21/2014	4126088	Civil case docketed. [4126088] [14-1382] (CAH)
		* * *
02/21/2014	4126092	Originating court document filed consisting of notice of appeal, docket entries, order of 9/26/13, judgment of 9/27/13, order of 1/7/14. [4126092] [14-1382] (CAH)
		* * *
04/25/2014	4148835	RECORD FILED - JOINT APPENDIX, 2 volumes, Location STL, Comments: Appellant's counsel contacted and advised to send three copies of district court docket sheet. [4148835] [14-1382] (CMD)
		* * *
04/28/2014	4148190	**BRIEF FILED** - APPELLANT BRIEF filed by Trinity Lutheran Church. w/service 04/25/2014 , Length: 11,609 words. **10 COPIES OF**

Date Filed	#	Docket Text
		PAPER BRIEFS FROM Trinity Lutheran Church due 05/05/2014 WITH revised certificate of service for paper briefs. Brief of Sara Parker Pauley due on 05/28/2014 [4148190] [14-1382] (CMD)
		* * *
04/28/2014	4148191	**ADDENDUM** of APPELLANT FILED by Appellant Trinity Lutheran Church, w/service 04/28/2014 [4148191] [14-1382] (CMD)
		* * *
06/18/2014	4166477	**BRIEF FILED** - APPELLEE BRIEF filed by Ms. Sara Parker Pauley, w/service 06/18/2014, Length: 9,006 words **10 COPIES OF PAPER BRIEFS FROM Sara Parker Pauley due 06/23/2014 WITH revised certificate of service for paper briefs.** Reply brief of Trinity Lutheran Church due on 07/02/2014. [4166477] [14-1382] (AMT)

Date Filed	#	Docket Text
		* * *
07/16/2014	4176030	**BRIEF FILED** - APPELLANT REPLY BRIEF filed by Trinity Lutheran Church. w/service 07/16/2014, Length: 4,869 words **10 COPIES OF PAPER BRIEFS FROM Trinity Lutheran Church due 07/21/2014 WITH revised certificate of service for paper briefs** [4176030] [14-1382] (AMT)
		* * *
01/15/2015	4234991	**ARGUED & SUBMITTED in Special Session** to Judges James B. Loken, Michael J. Melloy, Raymond W. Gruender on 01/15/2015. Mr. Joel Lee Oster for Appellant Trinity Lutheran Church and Mr. James Robert Layton for Appellee Ms. Sara Parker Pauley. -- Rebuttal by Mr. Joel Lee Oster for Trinity Lutheran Church.-- **RECORDED** [4234991] [14-1382] (DMW)
		* * *

Date Filed	#	Docket Text
05/29/2015	4279990	OPINION FILED - THE COURT: James B. Loken, Michael J. Melloy and Raymond W. Gruender AUTHORING JUDGE: James B. Loken (PUBLISHED), CONCUR AND DISSENT BY: RAYMOND W. GRUENDER [4279990] [14-1382] (AMT) * * *
05/29/2015	4280011	**JUDGMENT FILED** - The judgment of the Originating Court is AFFIRMED in accordance with the opinion. JAMES B. LOKEN, MICHAEL J. MELLOY and RAYMOND W. GRUENDER Hrg Jan 2015 [4280011] [14-1382] (AMT) * * *
06/09/2015	4283683	MOTION for extension of time to file petition for rehearing until 06/26/2015, filed by Attorney Mr. Erik William Stanley for Appellant Trinity Lutheran Church w/service 6/09/2015. [4283683] [14-1382] (EWS)

Date Filed	#	Docket Text
		* * *
06/09/2015	4283733	CLERK ORDER: Granting [4283683-2] motion for extension of time to file rehearing filed by Mr. Erik William Stanley. Petition for Rehearing due on 06/26/2015 [4283733] [14-1382] (AMT)
		* * *
06/26/2015	4289422	PETITION for enbanc rehearing and also for rehearing by panel filed by Appellant Trinity Lutheran Church w/service 06/26/2015 [4289422] [14-1382] (EWS)
		* * *
06/26/2015	4290173	BRIEF in support of Petition for Rehearing filed by Amici Curiae Christian Legal Society and National Association of Evangelicals [4290173] [14-1382] (AMT)
		* * *
07/14/2015	4294956	JUDGE ORDER: A petition for rehearing has been filed by the Appellant Trinity Lutheran Church in the above case. The court

Date Filed	#	Docket Text
		requests a response to the petition for rehearing en banc. The response is limited to fifteen pages and should be filed electronically. Response due on 07/24/2015 by Appellee Sara Parker Pauley. Hrg Jan 2015 [4294956] [14-1382] (AMT)
		* * *
07/24/2015	4298763	RESPONSE in opposition to petition for enbanc rehearing [4289422-2], petition for rehearing by panel [4289422-3] filed by Attorney Mr. James Robert Layton for Appellee Ms. Sara Parker Pauley, w/service 07/24/2015. [4298763] [14-1382] (JRL)
		* * *
08/11/2015	4304572	JUDGE ORDER: The petition for rehearing en banc is denied by an equally divided court. The petition for panel rehearing is also denied. Judges Riley, Smith, Colloton, Gruender and Shepherd would grant rehearing en banc. [4289422-2],

Date Filed	#	Docket Text
		PUBLISHED ORDER. Hrg Jan 2015 [4304572] [14-1382] (AMT)
		* * *
08/18/2015	4306944	MANDATE ISSUED. [4306944] [14-1382] (AMT)
		* * *